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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN FRANCISCO DIVISION**
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13 COMMUNITIES FOR A BETTER
14 ENVIRONMENT, ROCKY MOUNTAIN
15 CLEAN AIR ACTION, COALITION FOR
16 A SAFE ENVIRONMENT, and
17 PHYSICIANS FOR SOCIAL
18 RESPONSIBILITY-LOS ANGELES,

19 Plaintiffs,

20 v.

21 UNITED STATES ENVIRONMENTAL
22 PROTECTION AGENCY and STEPHEN L.
23 JOHNSON, as Administrator of the United
24 States Environmental Protection Agency

25 Defendant
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Case No. 07-CV-03678 JSW

**~~[PROPOSED]~~ ORDER ESTABLISHING
SCHEDULE TO REVIEW NATIONAL
AMBIENT AIR QUALITY STANDARD
FOR CARBON MONOXIDE**

On May 5, 2008, this Court granted the Motion for Summary Judgment by plaintiffs Communities for a Better Environment, Rocky Mountain Clean Air Action, Coalition for a Safe Environment, and Physicians for Social Responsibility - Los Angeles (“Plaintiffs”) and denied the Cross Motion for Summary Judgment by Defendant Environmental Protection Agency and Stephen L. Johnson (“EPA”). Docket # 37. In granting Plaintiffs’ Motion for Summary Judgment, this Court held:

Although the Court has the authority to do so, the Court is hesitant to set interim deadlines at this time. . . . However, given how many years have passed since the EPA’s mandatory deadline has expired, the Court is wary of merely providing the EPA a long-term deadline without any oversight or review. Therefore, the Court HEREBY DIRECTS the EPA to submit, by no later than July 7, 2008, a revised schedule with interim deadlines in accordance with this Order.

Dk. & 37 at 9.

On July 7, 2008 EPA filed its Revised Schedule with Interim Deadlines pursuant to the May 5, 2008 Order (“Revised Schedule”), Docket # 40. In the Revised Schedule, EPA explained that it intends to comply with the following schedule:

Task	Deadline
Final integrated science assessment	January 29, 2010
Final risk/exposure assessment	May 28, 2010
Notice of proposed rulemaking signed	October 28, 2010
Notice of final rulemaking signed	May 13, 2011

Revised Schedule, p. 2. EPA also stated in its Revised Schedule that it “estimates that the first draft [of the integrated science assessment] could be completed in or about late February 2009. Id. EPA further stated in its Revised Schedule that it “estimates that the first draft risk/exposure assessment could be completed in or about late September 2009.” Id. at 3.

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1 NOW THEREFORE, GOOD CAUSE APPEARING, the Court hereby ORDERS EPA to
2 comply with the following schedule, which includes interim deadlines to ensure oversight
3 and review of EPA's progress:

4 Task	Deadline
5 1 st Draft integrated science assessment	March 14, 2009
6 1 st Draft risk/exposure assessment	October 29, 2009
7 Final integrated science assessment	January 29, 2010
8 Final risk/exposure assessment	May 28, 2010
9 Notice of proposed rulemaking signed	October 28, 2010
10 Notice of final rulemaking signed	May 13, 2011

11 EPA shall also forward the notices of proposed and final rulemakings to the Federal
12 Register within 15 business days of signature.

13 **IT IS SO ORDERED.**

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17 Dated: November 14, 2008


JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE